

10/760,145

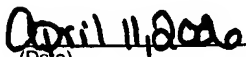
LMP132US



CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.


(Signature of person mailing paper)


(Date)

Rebecca A. Bellas
(Type or print name of person mailing paper)

Attorney Docket No. LMP132US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

| | | | | |
|-------------|---------------------------------------|---|-----------------|------|
| Applicants: | Yan, et al. | : | Group Art Unit: | 2877 |
| Serial No.: | 10/760,145 | : | Examiner: | ---- |
| Filed: | January 16, 2004 | : | | |
| Title: | THERMAL CONTROL OF OPTICAL COMPONENTS | | | |

REPLY TO NOTICE OF MISSING REQUIREMENTS

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a response to the "Notice of Missing Requirements" mailed on April 22, 2004, copy enclosed. A Petition for a four month of extension is hereby made.

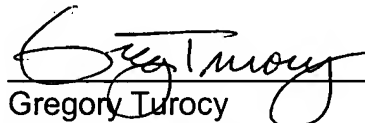
The notice indicated that the Inventors' Declaration was missing. In response, please find enclosed a fully executed Inventors' Declaration.

Please charge the amount of \$3,130.00 to the attached credit card form for the filing fee for the Declaration (\$130.00), four month extension of time (\$1,590.00), Assignment Recordal (\$40.00), and the Petition for Revival of an Application Abandoned Unintentionally (1,500.00).

If there are any additional fees they can be charged to Deposit Account No. 50-1063. Any overpayment can be credited to Deposit Account No. 50-1063.

Respectfully submitted,

AMIN & TUROCY, L.L.P.



Gregory Turocy
Reg. No. 36,952

24TH Floor, National City Center
1900 East 9th Street
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731



LMP132US

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Rebecca A. Bellas
(Signature of person mailing paper)

April 11, 2006
(Date)

Rebecca A. Bellas
(Type or print name of person mailing paper)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application

| | | | | |
|-------------|------------------|---|-----------|-------|
| Applicant: | Yan, et al. | : | Art Unit: | 2877 |
| | | : | | |
| Serial No.: | 10/760,145 | : | Examiner: | ----- |
| | | : | | |
| Filed: | January 16, 2004 | : | | |
| | | : | | |

Title: THERMAL CONTROL OF OPTICAL COMPONENTS

TRANSMITTAL LETTER

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Enclosed with this Letter, please find a Response to the "Notice to Filing Missing Parts" mailed on April 22, 2004.

The notice indicated that the inventors' Declaration was missing. In response, please find enclosed a fully executed Inventors' Declaration.

It is believed that the application went abandoned on October 23, 2004. Also accompanying this Letter is a Petition for Revival of an Application Abandoned Unintentionally, Assignment Recordal and an Application Data Sheet. The Application Data Sheet is enclosed to facilitate processing the application.

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LMP132US

A credit card form is attached hereto to charge the fees of \$3,130.00 for the Petition for Revival of Application (\$1,500.00), Petition for 4 month Extension Time (\$1,590.00), Declaration Filing Fee (\$130.00), and Assignment Recordal (\$40.00).

If additional information is required to facilitate consideration of the enclosed petition, please contact the below-listed representative.

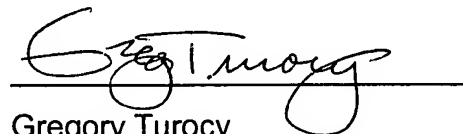
It is noted that a Recission of a Non-Publication Request was filed February 9, 2006.

Should the Examiner believe that a telephone interview would be helpful to expedite favorable prosecution, the Examiner is invited to contact Applicants' undersigned attorney at the telephone number listed below.

In the event any fees are due in connection with the filing of this document, the Commissioner is authorized to charge those fees to our Deposit Account No. 50-1063.

Respectfully submitted,

AMIN & TUROCY, L.L.P.


Gregory Turocy
Reg. No. 36,952

24TH Floor, National City Center
1900 East 9th Street
Cleveland, Ohio 44114
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/760,145 | 01/16/2004 | Ming Yan | NEO-0001-US-01 |

CONFIRMATION NO. 7199

David F. Kleinsmith, Esq
 3775 Sage Canyon Drive
 Encinitas, CA 92024

FORMALITIES LETTER



OC000000012430369

Date Mailed: 04/22/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1160** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2060** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

04/18/2006 AWONDAF1 00000048 501063 10760145
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- Total additional claim fee(s) for this application is **\$1160**

- \$602 for 7 independent claims over 3.
- \$558 for 31 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Y.G.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY